An old bachelor, picking up a book, exclaimed, upon seeing a wood-cut representing a man kneeling at the feet of a woman, "Before I would kneel to a woman, I would encircle my neck in a rope, and stretch it." And then, turning to a young woman, he inquired, "Do you not think it would be the best I could do?" "It would undoubtedly be the best for the woman," was the sarcastic

An indiscreet farmer of Norwieb, Conn., having heard that flies would make excellent food for chickens, spread poisoned paper in all the windows of his house until he had an accumulation of two pounds weight on hand. The dead flies were thrown into the yard, and on the following day fourteen of his best fowls were found cold and stiff upon their roosting boards.

Miss Carrie Sweet, of DeKalb County, Miss Carrie Sweet, of DeKalb County, Michigan, has commenced proceedings against an old bachelor named Downey, to recover a sum of \$15,000, as a recompense for not having fulfilled an engagement to marry her. Under the circumstances, if the suit at law does not miscarry like the matrimonial one, Miss Carrie is likely to prove a very bitter "sweet" to the old gentleman. "sweet" to the old gentleman.

A gusher in the New York Tribune says this is how a pretty girl jumped into the water at Rye Beach: "If Neptune were not her liego lord, she certainly loved him, and was delighted to display her love. Before he fairly reached her, she threw herself in enchanting madness into his tumultuous embrace, and hung upon his curling lips as if she longed to

A veteran was relating his exploits to a crowd of boys, and mentioned having been in five engagements. "That's no-thing," broke out a little fellow, "my sister Sarah's been engaged eleven

There are eight girls in the Michigan Agricultural College, and they work in the field three hours daily, the same as the young men.

Potter Palmer, the Chicago millionaire, having just got married, has made his bride a wedding present of a hotel valued at \$300,000.

A farmer in Will County, Ill., became discouraged at the continued dry wea-ther, and committed suicide. It rained copiously on the dr of his funeral.

Special Notices.

Mr. Woodward, of St. Louis, to J. N. Harris, Esq., of New London, Conn. Mr. W. is a gentleman of high respectability, and during the prevalence of the cholera in St. Louis, visions of Section one hundred and fifty-watched the result of the application of the three, and that no answer has been reprevalence of the choiers in st. Louis, watched the result of the application of the Pain Killer for this disease, and his testimony can be relied upon with the utmost confidence: Dean Sin: You recollect when I saw you in January last, my expressing to you my most

SOCIETY .- Essays for Young Men, on the bonor and happiness of Marriage, and the evils and dangers of Celibacy—with sanitary belp for the attainment of man's true position in life. Sent free, in scaled envelopes. Ad-dress, HOWARD ASSOCIATION, Box P, Phil-adelphia, Pa. May 25 2mo

rates, also COIN and COUPONS, and execute orders for the purchase and sale of Gold, and all first-class securities, on commission.

ISSUE CERTIFICATES OF DEPOSIT, pay able on demand, or at fixed date, bearing interest, and available in all parts of the

ADVANCES made to our dealers, on approved collaterals, at market rates of interest. COLLECTIONS made everywhere in the United States, Canada and Europe, and Exchange bought and sold.

Dividends and Coupons collected.

HARDY SOLOMON, President. J. C. ROATH, Cashier.

Pure Brandies.

PIPE Jas. Hennessy's 1860 Cognac. 1-4 PIPE Jas. Hennessy's 1860 (
1 pipe " " 1865
4 pipe Brandenburg Freres 1835

d pipe Brandenburg Freres 1859
Being Importer's Agent for sale of all Foreign Wines and Liquors offered by me, I can give equal inducements to the trade any Jobbing House in New York or Baltimore can offer.

OEO. SYMMERS. June 23

Watches and Jewelry Repaired

N the best manner, by first class workmen, and warranted. ENGRAVING finely executed. Dec 16 WILLIAM GLAZE.

Rio Coffee. 5() BYGS RIO COFFEE, for sale low to dealers by EDWARD HOPE. apply and be admitted to defend the action, and shall succeed in such de-Thirsty people, go to Pollock's.



Attend the True Event."

BY J. A. SELBY.

COLUMBIA, S. C., TUESDAY MORNING, AUGUST 16, 1870

VOL. VI-NO. 127.

CODE OF PROCEDURE -- Continued.

Whenever, in the exercise of its authority, a Court shall have ordered the deposit, delivery or conveyance of money or other property, and the order is disobeyed, the Court, besides punishing the disobedience as for contempt, may make an order requiring the Sheriff or make an order requiring the Sheriff or Constable to take the money or property, and deposit, deliver, or convey it, in cor-formity with the direction of the

When the answer of the defendand expressly, or by not denying, admits part of the plaintif's claim to be just, the Court, on motion, may order such defendant to satisfy that part of the claim,

TITLE VIII. OF THE TRIAL AND JUDGMENT IN CIVIL AC-

TIONS. 5 CHAPTER I. Judgment upon failure to answer, &c.

CHAP. II. Issues and the mode of trial.

CHAP. III. Trial by jury.
CHAP. IV. Trial by the Court.
CHAP. V. Trial by referees.
CHAP. VI. The manner of entering udgment.

CHAPTER I. JUDGMENT UPON FAILURE TO ANSWER. SECTION 268. Judgment defined.

SEC. 269. Judgment on failure of deendant to answer, or for excess over counter-claim.

Sec. 270. Judgment on frivolous demurrer, answer or reply.

Sec. 268. A judgment is the final determination of the rights of the parties in

sonal service of the summons and com-plaint on one or more of the defendants, or of the summons according to the proceived. The Clerk shall thereupon enter fact. can be relied upon with the utmost confidence. Dear Sin: You recollect when I saw you in January last, my expressing to you my most sanguine expectations that Davis' PAIN KILLER would have a tremendous asle in the West this season, and my anticipations have been more than realized, and the testimony of thousands who have used it has been that they would not be willing to go to bed at night without it in the house.

On the appearance of the cholera in this city, such was the confidence in the Pain Killer as a remedy, that many who purchased it remarked to me that they had no fears or dread of the cholera, as long as they bad the Pain Killer by the Color, they would not be wished to be security and confidence of hundreds and ministry the remedy in large quantities, and in every case when it has been taken in any of the first stages of this disease, it has proved successful.

Where the defendant or or more of the cholera, they would assess the amount due to the plaintiff is examination, under oath, or other ranks and in every case when it has been taken in any of the first stages of this disease, it has proved successful.

Where the defendant or or more of the court, unless it be referred, as by the Court, unless it be referred, as the defendant on or more of interson one hundred and fifty in the complaint be not strument for the payment of money only, or of specific real or personal property, or for a divorce from the marriage contract on the ground of adultery, must be tried by a jury, unless a jury trial be waived, as provided in Sections two hundred and ninety-four and two hundred and ninety-four and two hundred and ninety-four and confidence of hundred and ninety-four and two hundred and ninety-four and the court, as provided in Sections two hundred and ninety-four the first stages of the cholera, they would assess the amount which the plaintiff is examination, under oath, or other the plain judgment for the amount mentioned in

and in every case when it has any of the first stages of this disease, it has proved successful.

I consider it an infallible remedy. I have not heard of any individual in any family who used the Pain Killer when attacked, but speedily recovered.

The clerk informed me that he administered it to persons when cold or in the cramps, and it gave immediate relief, but still it should be given quickly, for when the discharge of "rice water" has began, the hope of life has fied. Should this disease make its appearance among you, as in all probability it will, be not alarmed; you and all others there have the remedy, and I am confident if the Pain Killer is used, not a single death by cholera will occur in your city. Respectfully yours,

A. T. WOODWARD.

As The Pain Killer is sold by all dealers in Family Medicines.

Aug 2 ##Imo

Of such assessment.

Where the defendant, by his answer in any such action, shall not deny the plaintiff's claim, but shall set up a counter-claim, amounting to less than the plaintiff's claim, judgment may be had by the plaintiff for the excess of said claim over the said counter-claim, in like manner in any such action, shall not deny the plaintiff's claim, but shall set up a counter-claim, amounting to less than the plaintiff's claim, pudgment may be had by the plaintiff's claim, judgment may be had by the plaintiff's claim, pudgment may be had by the plaintiff's claim, but shall set up a counter-claim, amounting to less than the plaintiff's claim, but shall set up a counter-claim, amounting to less than the plaintiff's claim, but shall set up a counter-claim, amounting to less than the plaintiff's claim, pudgment may be had by the plaintiff's claim, but shall set up a counter-claim, amounting to less than the plaintiff's claim, pudgment may be had by the plaintiff's claim, but shall set up a counter-claim, and the plaintiff's claim, pudgment may be had

be examined on eath respecting any payments that have been made to the plaintiff, or to any one for his use, on account of such demand, and may render judgment for the amount which he is entitled to recover. Before rendering judgment the Court may, in its discretion, require the plaintiff to cause to be filed satisfactory security, to abide the order of the Court, touching the restitution of any estate or effects which may be directed by such judgment to be transferred or delivered, or the restitution of any money that may be collected under or by virtue of such judgment, in case

cuit out of any moneys raised for County of the valuation to the valuation for taxation of their respective Counties. The several County Auditors in said Circuits shall furnish the Circuit amount of taxable property in their respective. Counties, upon which he shall apportion to said Counties the several sums to be paid by them to the stenographer, which sums shall be paid upon the order of the Solicitor, approved by the Judge of the Circuit. Any surplus in the fund received by the County will be warranted to give satisfaction, or no sale.

The several County Auditors in said Circuits shall furnish the Circuit the Colembia Phoenix.

J. K. DAYIS.

Monticulae, S. C.

Monti

Sec. 270. If a demurrer, answer or re-

CHAPTER II.

ISSUES AND THE MODE OF TRIAL. Section 271. The different kinds of

Sec. 272. Issue of law.

"Let our Just Censure

Sec. 273. Issue of law.
Sec. 274. On issues of both law and fact. The issue of law to be first tried.
Sec. 275. Trial defined.
Sec. 276. Issues. How tried.

SEC. 276. Issues. How tried.
SEC. 277. Issues triable by the Court.
SEC. 278. Either party may give notice of trial. Note of issue.
SEC. 279. Stenographer to be appointed by the several Circuits. To take stenographic notes.
SEC. 280. Duty of stenographer.
SEC. 281. Order of disposing of issues on the calendar.

on the calendar.

SEC. 271. Issues arise upon the pleadings when a fact or conclusion of law is maintained by the one party and controverted by the other. They are of two kinds:

1. Of law; and,

Of law; and,
 Of fact.
 Sec. 272. An issue of law arises:
 Upon a demurrer to the complaint,
 answer or reply, or to some part thereof.
 Sec. 273. An issue of fact arises;
 Upon a material allegation in the complaint controverted by the answer;

or,
2. Upon new matter in the answer con-

termination of the rights of the parties in the action.

Sec. 269. Judgment may be had, if the defendant fail to answer the complaint, as follows:

1. In any action arising on contract the pleasing on the pleasing in the same action. In the pleasing in the same action. In plaint, as follows:

1. In any action arising on contract for the recovery of money only, the plaintiff may file with the Clerk proof of personal service of the summons and comfirst tried, unless the Court otherwise

Sec. 275. A trial is the judicial examination of the issues between the parties, whether they be issues of law or of

Sec. 276. An issue of law must be tried

and two hundred and ninety-five.

SEC. 278. At any time after issue, and at least fourteen days before the Court, either party may give notice of trial. The party giving the notice shall furnish the clerk, at least eight days before the court, with a note of the issue containing the title of the action, the names of the attorneys, and the time when the last pleading was served, and the clerk shall thereupon enter the cause upon the calendar, according to the date of 2. In other actions the plaintiff may, upon the like proof, apply to the Court, after the expiration of the time for answering, for the relief demanded in the complaint. If the taking of an account or the proof of any fact be necessary to enable the Court to give judgment, or to after the expiration of the time for answering, he shall be careful days notice of appearance in the camination of a long account be involved, by a reference as above provided. If the definant give notice of appearance in the action before the expiration of the time and place of application to the Court for answering, he shall be contided to eight days notice of the complaint.

3. In actions where the service of the summons was by application, the plain mentioned by the complaint.

3. In actions where the service of the summons was by application, the plain and the manner, apply for judgment, and the Court in the time and place of application to the count for the reference of application to the count for answering, in the manner, apply for judgment, and the count in the count of the time and place of application to the count for the reference of application to the count for the reference of the samination before the expiration of the time and place of application to the count for the relief demanded by the complaint.

3. In actions where the service of the summons was by application, the plain mentioned in the complaint, and if the defendant be not a resident of the State, must require the plaintiff or his agent to be examined on eath respecting any payments that have been made to the plaintiff, or to any one for his use, on account of such demand, and may render judge.

The party who shall the action is now placed and the action is now place carry the judgment into effect, the Court dress, HOWARD ASSOCIATION, Box P, Philadelphia, Pa.

South Carolina Bank and Trust Co.. OF COLUMBIA.

(In Building formerly occupied by Carolina National Bank,)

BUY, SELL and EXCHANGE all issues of GOVERNMENT BONDS, at current market rates, also COIN and COUPONS, and execute reference as above provided. If the decretation is carry the judgment into effect, the Court may joined, and the action is now placed upon the calendar of the Court of Common Plens, of the first, second and fifth circuits, the party who shall have discourted in the party who shall have be assessed by a jury, or, if the examination of a long account be involved, by a reference as above provided. If the decretation is now placed upon the calendar of the Court of Common Plens, of the first, second and fifth circuits, the party who shall have discount in the calendar of the Court of Common Plens, of the first, second and fifth circuits, the party who shall have discount in the calendar of the Court of Common Plens, of the first, second and fifth circuits, the party who shall have discount in the calendar of the Court of Common Plens, of the first, second and fifth circuits, the party who shall have discount in the calendar of the Court of Common Plens, of the first, second and fifth circuits, the party who shall have discount in the calendar of the Court of Common Plens, of the first, second and fifth circuits, the party who shall have discount in the calendar of the Court of Common Plens, of the first, second and fifth circuits, the party who shall have discount in the calendar of the Court of Common Plens, of the first, second and fifth circuits, the party who shall have discount in the calendar of the Court of Common Plens, of the first, second and fifth circuits, the party who shall have discount in the calendar of the Court of may take the account of may t

SEC. 270. If a demurrer, answer or reply be frivolous, the party prejudiced several Circuits, who shall be a sworn thereby, upon a previous notice of five officer of the Court, and who shall hold officer of the Court, and who shall hold office during the pleasure of the Court, and shall be paid a salary of twenty-five hundred dollars per annum, payable quarterly, upon the order of the presiding Judge. It shall be the duty of every stenographer so appointed for any Circuit, under the direction of the presiding Judge thereof, to take full stenographic Judge thereof, to take full stenographic notes of all proceedings, including the rulings and charge of the Court in every trial thereat, and in case the presiding Judge shall require a transcript of said stenographic notes, he may order the same to be furnished by the stenographer.

Sec. 280. It shall be the duty of such stenographer to furnish to any party to such trials, upon request, a copy of the evidence and proceedings taken by him on such trials, or of such part thereof as on such trials, or of such part thereof as may be required, on payment, on behalf of such party, of ten cents for every one hundred words of the copy so furnished. The sum paid as a condition precedent to the cause being brought on trial, or to the first note of issue being filed as hereinbefore provided, shall be deemed a necessary disbursement within the meaning of Section 337 of the Code of Procedure, and shall be allowed as such Procedure, and shall be allowed as such to the prevailing party in the action. Sec. 281. The issues on the calendar

shall be disposed of in the following order, unless, for the convenience of parties or the despatch of business, the

Court shall otherwise direct:

1. Issues of fact to be tried by a jury;

2. Issues of fact to be tried by the

3. Issues of law.

[CONTINUED IN OUR NEXT.]

The Office

The Omce

Of the Executive Committee of the Union Reform Party is over the Savings Bank. All persons friendly to the cause, will have access to the ro-m at any time of the day, where they can see the papers, and get the news. Office hours from from 9 to 11 a. m. and from 5 to 6 p. m. E. W. SEIBELS, July 28 Sac. and Treas. Ex. Com.

City Machine Works,

COLUMBIA, S. C.



THE undersigned are prepared to manufacture Portable and Stationary Steam Engines and Eolers, Saw Mills, Grist and Flour Mills, Iron and Brass Castings of all descriptions, Gearing Mill Irons, German Mills of the Company of the Chartered 1853.

Chartered 1853.

Chartered 1853.

Chartered 1853.

RICHARD TOZER, ROBT, MCDOUGALL.

May 26 3mo Imported Wines.

I HAVE just received the following list of choice WINES, comprising the finest European brands. This is, without doubt, the largest and best assortment ever effered in Columbia.

Columbia.
CLARETS.—Brandenburg Freres' Medoc, St. Julien. Margaux, Pontet Canet, LaRose, Chateau LaRose, Grand Vin Latour, 1858; Margaux, 1858; LaFitte, 1858.
HOCKS AND SAUTERNES.—Lanbenheimer, Neersteimer, Hockheimer, Marco-bruner, Rudecheimer, Haut Sauterne, Haut

Barsac.
CHAMPAGNES. -- Moet & Chanden's Ver-

champagnes.—Moet & Chandon's Verzenay, Dry Imperial; Vin Imperial, Green seal, Bruch, Foucher & Co.'s Lac D'Or, Carte D'Or, Sparkling Moselle.

SHERRIES.—All Grades, from house of Wisdom & Warter, Xeros de La Frontera, including some very choice "AMONTILLADO," worthy the attention of connoiseurs.

May 15

GEORGE SYMMERS.

THE DAVIS COTTON AND HAY PRESS.

Challenge Open to the World!

or by virtue of such judgment, in case the defendant or his representative shall apply and be admitted to defend the action, and shall succeed in such defendence.

The fund received by the County Treasurers to pay the salary of stenographers shall be appropriated to County purposes.

Sec. 279. The Judges of the first, second and fifth Circuit Courts shall Montiselle, S. C., or the subscriber, at the subscribe

GEO. HUGGINS'

ESTABLISHED IN COLUMBIA, S. C., 1849.

Old and Wealthy Companies Represented.

AGGREGATE CAPITAL OVER \$25,000,000!

FIRE DEPARTMENT.

Ætna Fire Insurance Company

OF HARTFORD, CONN.

Chartered 1819-Charter Perpetual. ASSETS \$6,000,000.

Imperial Fire Insurance Co. of London,

Chartered 1803.

Assers \$5,000,000 in Gold.

This Company insures against Fire only. No Marine or Life risks taken, as in most Foreign Insurance Companies.

Manhattan Fire Ins. Co., of New York,

Chartered 1921.

The oldest Fire Insurance Company in the

PUTNAM FIRE INS. CO., of Hartford, Conn. Chartered 1961.

UNION FIRE INS. CO., of San Francisco, Cal.

Assets \$700,000.

Chartered 1365.

Assets \$1,200,000 in Gold. sa Policies issued payable in Gold or Carrency.

LIFE DEPARTMENT.

KNICKERBOCKER LIFE INSURANCE CO.,

of New York.

Chartered 1853.

Arrets \$7,500,000.

The above Companies have each made the deposit of South Carolina State Bonds, with the Comptroller-General of the State, as required by the Act of the General Assembly.

The undersigned has conducted the business of this Agency for the last twenty-one years, during which period no case of litigation with any claimant has ever occurred.

RISKS TAKEN IN COLUMBIA AND

UPPER COUNTIES OF THE STATE.

All Claims for Losses Adjusted and Paid

Aug 9 Int.

At THIS AGENCY.

GEORGE HUGGINS, AGENT,

Office under the "Columbia Hotel," In rear of Mesers. Duftle & Chapman's,

Columbia, S. C. GEORGE HUGGINS, Notary Public,

To Physicians! To Physicians!

A LL JW me to call your attention to my TRACT BUCHU. The component parts are BUCHU. Long Lear, CUBEBS, JUNIPER MODERAL TO PROSERVE AND THE PROPERTY OF THE PRO

BERRIES.

Mode of Preparation.—Buchu, in vacuo. Juniper Berries, by distillation, to form a fite gim. Cubebs extracted by displacement with spirits obt ined from Juniper Berries; very little sugar is used, and a small proportion of spirit. It is more palatable than any now in

spirit. It is more palatable than any now in use.

Buchu, as prepared by Druggists, is of a dark color. It is a plant that emits its fractance; the action of a flame destroys this its active principle,) leaving a dark and glatinous decoction. Mine is the color of ingredients. The Buchu in my preparation predominates; the smallest quantity of the other ingredients are added, to prevent fermentation; upon inspection, it will be found not to be Tincture, as made in Pharmacopeia, nor is it a syrup—and therefore can be used in cases where tever or inflammation exists. In this, you have the knowledge of the ingredients and the mode of preparation.

Hoping that you will favor it with a trial, and that upon inspection it will meet with your approbation. With a feeling of confidence, I am, very respectfully.

Chemist and Druggist of 19 years' experience.

[From the largest Manufacturing Chemists in

[From the largest Manufacturing Chemists in the World.]

NOVEMBER, 4, 1354.

"I am acquainted with Mr. H. T. HelmboldHe occupied the Drug Store opposite my residence, and was successful in conducting the business where others had not been equally so before him. I have been favorably impressed with his character and enterprise.

WILLIAM WEIGHTMAN,
Firm of Powers & Weightman,
Manufacturing Chemists,
Ninth and Brown streets, Philadelphia.

FLUID EXTRACT BUCHU!

For weakness arising from indiscretion, the exhausted powers of nature, which are accompanied by so many alarming symptoms, among which will be found Indisposition to Exertion, Loss of Memory, Wakefulness, Horror of Disease, or Forebodings of Evil, in fact, Universal Lassitude, Prostration, and inability to enter into the enjoyments of society.

ciety.

The constitution, once affected with Organic Weakness, requires the aid of Medicine to strengthen and invigorate the system, which

HELMBOLD'S EXTRACT BUCHU HELMBOLD'S EXTRACT BUCHU

invariably does. If no treatment is submitted to, Consumption or Insanity ensues.

FLUID EXTRACT OF BUCHU, FLUID EXTRACT OF BUCHU,

In Affections peculiar to Females, is unequaled by any other preparation, as in Chlorosis, or Retention, Painfulness or Suppression, Ulcerated or Schirrus state of the Uterus, and all complaints incident to the sex, or the decline or charge of life.

HELMBOLD'S
FLUID EXTRACT BUCHU
FLUID EXTRACT BUCHU AND IMPROVED ROSE WASH AND IMPROVED ROSE WASH

will radically exterminate from the system diseases arising from habits of dissipation, at little expense, little or no change in diet, no inconvenience or exposure; completely superseding those unpleasant and dangerous remedies—Copaiva and Mercury—in all these diseases.

diseases.

Use HELMBGLD's FLUID EXTRACT BU-CHU in all diseases of these organs, whether existing in Male or Female, from whatever cause originating, and no matter of how long standing. It is pleasant in taste and odor, "immediate" in action, and more strengthening than any of the preparations of Bark or Iron.

Iron.

Those suffering from broken down or delicate constitutions, procure the remedy at once.

The reader must be aware that, however slight may be the attack of the above diseases, it is certain to affect the bodily health and All the above diseases require the aid of a

HELMBOLD'S EXTRACT BUCHU HELMBOLD'S EXTRACT BUCHU

Is the great Diuretic.
Sold by Druggists everywhere.
PRICE -21.25 per bottle, or 6 bottles for \$6.50.
Delivered to any address.
Describe symptoms in all communications.

H. T. HELMBOLD, H. T. HELMBOLD,

Drug and Chemical Warehouse, 504 Broadway, New York. NONE ARE GENUINE UNLESS DONE UP IN STEEL-ENGRAVED WRAPPER, With fac simile of my Chemical Warehouse and signed June 21 to 17 19 H. T. HELMBOLD.

COLUMBIA, S. C.